

December 11, 2001

## BOX PCT

Honorable Commissioner of  
Patents and Trademarks  
Washington, D.C. 20231

Attorney Docket No 2260/50666

Re: Transmittal Letter to the United States  
Designated/Elected Office (DO/EO/US)  
Concerning a Filing Under 35 U.S.C. §371International Application No.: <sup>00</sup>PCT/JP/04226  
International Filing Date: 28 June 2000Priority date claimed: 29 June 1999  
Priority application number: 11-183345Inventorship: Toshio KASAMA  
Mitsuru NOTO  
Susumu OGURO  
Isao HANAZOME  
Rena TATEKAWATitle: OPHTHALMIC OINTMENT FOR TREATING  
INFECTIVE EYE DISEASES

Enclosed herewith for entering the national stage in the United States is the above-referenced international application.

APPLICANT WISHES THAT THE ANNEXES TO THE INTERNATIONAL PRELIMINARY EXAMINATION REPORT REPLACE THE APPROPRIATE PAGES OF THE CLAIMS AS FILED.

1. ☒ This is a FIRST submission of items concerning a filing under 35 U.S.C. §371.
2. ☐ This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. §371.
3. ☐ This express request to begin national examination procedures (35 U.S.C. §371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. §371(b) and PCT Articles 22 and 39(1).

INTERNATIONAL APPLICATION NO.: PCT/JP/04226  
ATTORNEY DOCKET NO.: 2260/50666

4. ☒ [X] A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☐ [ ] A copy of the International Application as filed (35 U.S.C. §371(c)(2))
- a. \_\_\_\_\_ is transmitted herewith (required only if not transmitted by the International Bureau).
- b. ☒ X has been transmitted by the International Bureau
- c. \_\_\_\_\_ is not required, as the application was filed in the United States Receiving Office (RO/US)
6. ☒ [X] A translation of the International Application into English (35 U.S.C. §371(c)(2)).
7. ☐ [ ] Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. §371(c)(3))
- a. \_\_\_\_\_ are transmitted herewith (required only if not transmitted by the International Bureau)
- b. \_\_\_\_\_ have been transmitted by the International Bureau
- c. \_\_\_\_\_ have not been made; however, the time limit for making such amendments has NOT expired
- d. ☒ X have not been made and will not be made
8. ☐ [ ] A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. §371(c)(3)).
9. ☒ [X] An oath or declaration of the inventor(s) (35 U.S.C. §371(c)(4)) is:
- ☒ [X] Attached in the regular manner.
- ☐ [ ] NOT included, but deferred under P.L. 97-247.

10. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5))
11. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☒ Two Assignments of the invention in favor of the following organization is enclosed for recordation. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.  
**TOA PHARMACEUTICAL CO., LTD.**
13. ☒ A FIRST Preliminary Amendment.  
☐ A SECOND or SUBSEQUENT Preliminary Amendment.
14. ☐ A substitute specification.
15. ☐ A change of power of attorney and/or address letter.
16. ☒ Other items of information:  
☐ Form PCT/RO/101 Request (in English/in French)  
☐ Small Entity Declaration Under 37 C.F.R. 1.27  
☐ Copy of Form PCT/DO/EI/905 (Notification of Missing Requirements)  
☐ \_\_\_\_\_ Sheets of Formal Drawings  
☐ \_\_\_\_\_ Sheets of Informal Drawings  
☐ The content of the paper and computer readable copy of the attached Sequence Listing, submitted in accordance with 37 CFR §1.821(c) and (e), respectively, are the same.
- ☒ Kindly appoint as associate attorneys (if not already a principal attorney) or agents:

Herbert I. Cantor, Reg. No. 24,392; James F. McKeown, Reg. No. 25,406; Donald D. Evenson, Reg. No. 26,160; Joseph D. Evans, Reg. No. 26,269; Gary R. Edwards, Reg. No. 31,824; and Jeffrey D. Sanok, Reg. No. 32,169

[X] The total amount due for the filing fee in this case  
is:

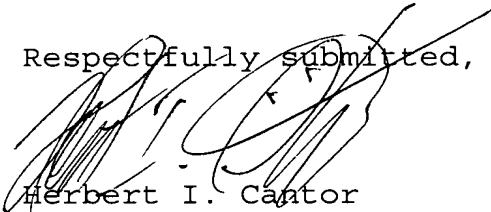
[ ] Based on Small Entity Status

Total Number of Claims: 11  
Total Independent Claims: 1

Basic filing fee, \$890/\$445. . . . .	\$ <u>890.00</u>
Independent Claims above 3, \$84/\$42 ea. . . . .	\$
Total claims in excess of 20, \$18/\$9 ea. . . . .	\$
Multiple dependency penalty, \$280/\$140 . . . . .	\$
Declaration surcharge, \$130/65 . . . . .	\$ <u>0.00</u>
English translation surcharge, \$130 . . . . .	\$
 TOTAL FILING FEE DUE . . . . .	 \$ <u>890.00</u>

Please forward all communications regarding this  
application to the undersigned at the letterhead address.

Respectfully submitted,

  
Herbert I. Cantor  
Reg. No. 24,392

HIC/tcv

THE COMMISSIONER IS AUTHORIZED TO CHARGE \$890 FOR THE  
FILING FEE AND \$80 ASSIGNMENT RECORDING FEES AND ANY  
ADDITIONAL FEES WHICH MAY BE REQUIRED OR CREDIT ANY  
OVERPAYMENT TO DEPOSIT ACCOUNT NO. 05-1323. THIS FORM  
IS FILED IN DUPLICATE.

THIS IS A GENERAL AUTHORIZATION EXCLUDING ONLY PAYMENT  
OF THE ISSUE FEE.